G R. S 59]

GENERAL AND REVENUE SECRETARIAT.

1911—12
(Municipal)

File No. 9706 1907

Serial Nos. 15—17 & 20

Papers Filed.

Month April 1912

SUBJECT

States that the Provincial Legislature has given the necessary authority to add a penal clause to the By-laws passed on 28 11 1911 to widen the date beyond which liability to prosecution in case he fails to furnish information about the extent of his liability to taxation is to begin &c.

PREVIOUS REFERENCES.	LATER REFERENCES.
Nil 97-11-1906, 25 & 28	

H Killmaster
6/4/12

G.R.S 11] 1911 12

GENERAL AND REVENUE SECRETARIAT

(Municipal

NOTES.

File No. 97 07

FILE HEADING

By. Laws of the Mysore City Municipal Council

From The President of the Mysore City Municipal Council

No 72 Dated 5 1. 1912 Received 6. 1. 1912

Diary No. ~~15~~ 3471 Enclos 1 Spare Copies Serial No. 15

Submits for

BRIEF ABSTRACT OF LETTER.

~~Requests~~ early sanction the Bye. Laws framed by the Muni Council for enforcing information as to liability to Municipal taxation under Sec 48 (1) (j.) of the Mysore Municipal Regulation

NOTES AND ORDERS

The draft by-law in question was had been once before submitted to Govt by the Mysore City Municipal Council. — Vide Presd's Letter No 792, 20th Jany 1910.

812 N

The draft of 2 by laws submitted by both

Notes—First sheet.

GPI—15,000—24-1-00

G 12]
General and Revenue Secretariat

Mil File No 97 of 1909

Serial No

8L 5 O

8L 8 P

9

both the City Municl Councils and were recd in the Offce. The revised by-laws were sent to the both the City Municl Councils for their remarks. Both the Corporations The Mysore City Municl Council has no remarks to offer on these except suggesting a few verbal alterations and additions. Vide Presdt's letter No 25 & 8th Augt 1910. The revised draft rules and by laws were sanctioned by the Govt in their order No 4102-3 Mil 555-074 & the 28th Novr 1911 Please see the papers marked by-laws under Sec 48 (1) (g) Sanctioned by the Govt under the above said order. These by laws are suitable and there appears to be no necessity for amending them It is not clear into what object the present communication has been made by the President The Presdt's attention may be drawn to the by laws already sanctioned. Draf

Note—Contn sheet

GPB—80,00 1—12-8-10

3471

G. R. S. 12]
General and Revenue Secretariat.

ML File No. 97 of 19 aq

Serial No.	
	If a letter is indited HMK 80 12.1.72 — 2 Secy 13/1/72
16	3 To the President, Nagpur Zilla Parishad Council No. 4800-J/15/72 Referring to Sl. 15, refers him to the bye-laws under the said sub-clause sanctioned by G.P. No. 4407-37 Jud. 555-07-4 dated the 28th November 1941.
17	4 Letter No. 81 dated the 27th January 1972 from the President, Nagpur Zilla Parishad Council. Explains the necessity for the addition of a penal clause to the above-stated bye-laws rendering the party liable to a prosecution in case he omits to furnish the required information about his liability to Municipal taxation. 5 Submitted for orders. Mat 30 3.2.72 6 The bye-law proposed by the President seems to be vague - 7 The by-laws now framed

Note—Contn. sheet

GPS—50,000—156-10

G R. S 12]
General and Revenue Secretariat.

File No. 97 of 1909

Serial No.

under section 68(7) have special reference to the vehicle and annual taxes - As regards houses however, certain rules have been framed under sec 46(i) - The Regulation makes it obligatory on owners and occupiers of buildings and lands to furnish true returns as to who the owners are, what is the letting value ~~is~~ (vide sec 63(3)) and a person failing to furnish the information called for, may be prosecuted under sec 161 - It is also under consideration to introduce into the municipal Regulation provisions similar to those contained in sections 149 to 157 of the Bombay City municipal Act - If these are not adequate, the President may specify the matters regarding which the municipal Council would desire to call for information from the inhabitants and then the proposal may be considered

As regards the penalty

Note—Contin sheet.

GPB—50,000—12-8-10

Serial No

for failure to supply information, the present by-law was framed after consideration in Council in substitution of the usual one which had been framed and which was similar to that proposed by the Mysore City municipal Council

Secy) 6-2-12 Mlle

9 Please put up a draft asking the President to make the draft the by-law so as to make it more definite. The remarks on page 5 with the note maybe incorporated - Draft maybe sub^d to 2nd Cr.

Mlle 5 26/11 ✓

CSB 26/1

10 Draft of a letter to the Municipal President as submitted Mlle 26/1

Mlle 5 6/4/12 2nd Cr) 8/4/12 Mlle

11 Draft appd by the 2d Cor

Rg(SA) 9/4/12 12

Issue CSB 10/4/12

Mlle 10/4/12

20 | 13 Letter No 75-87 dated the 12th

Contn sheet

G. R. S. 12]
General and Revenue Secretariat

Rev. File No. 97 of 1909

Serial No.

C.912 to the President, Mysore City Municipal Council

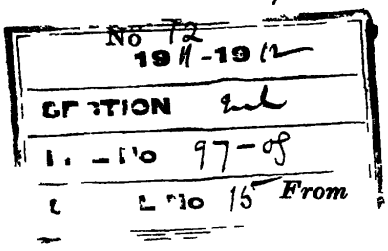
Sir,

With the proposal is vague, that the by-laws framed under Sec 68(j) have special reference to the taxes on vehicles and animals that as regards horses certain rules have been framed under sec 68(i), and that under Sec 68(3) it is obligatory on the part of the owner or occupier to furnish true returns as to the ownership of the property, its letting value &c any person failing to furnish the information being liable to prosecution under Sec 61, and requests that if these provisions are considered inadequate definite proposals may be submitted. And further that the penalty of Rs. 50 provided in by-law 3 was considered sufficient for the purpose and that it was considered unnecessary to provide for the levy of a fine.

Note—Contin sheet.

GPS—50,000—12-8-10

No 3471



THE CITY MUNICIPAL OFFICE, MYSORE,
Dated 5th January *1912*

M Kantharaj Urs, Esq , B A ,
President, City Municipal
Council, Mysore

To

C S Balasundaram Iyer, Esq , B A
Secretary to the Govt of Mysore,
General & Revenue Depts

SIR,

2 encl 7 No
1450

In continuation of this office No 79 dated the 25th January 1910, I have the honour to submit for the very early sanction of Government the bye-law framed for enforcing --- information as to liability to Municipal taxation under I of clause 1 of Sec 48 of the Municipal Regulation

II The draft bye-law was duly published in the Mysore -- Gazette, page 125, part II, No 4, dated the 27th January '10 inviting criticism from the public No objections or sugges--tions in the matter have up to now been received in this -- office

I have the honour to be,
Sir,
Your most obedient servant,

President

1912.

From

The President, City Muni
Council, Mysore.

To

The Secy to Govt of Mysore,
Gen and Rev Dept

Dated } 5th January 1912
Despatched }

Received

General No. 72
No.

Enclosure No one

Submitting for sanction
the bye-laws framed for enforcing
information as to liability
to municipal taxation under
proviso 1 of Section 98 of the
municipal Regulation.

GIPM.—10-12-07—125

2

MYSORE CITY MUNICIPALITY

BYE-LAWS TO BE INSERTED UNDER COLLECTION

Sections 46(i), 48(j), (k) and (w)

(1) For purposes of assessment and recovery of Municipal taxes, the President may by notice in writing require any person to furnish within a fortnight after the service of the notice -- such information as the President may require

Any person, who, being thus called upon to furnish -- information, omits to furnish it or furnishes information which, at the time of furnishing it, he either knows to be false or does not believe to be true, shall be liable to be fined in a sum not exceeding Rs 100

President

G R S 26]

File No 99
Serial No 16

Diary No of letter replied to 3471

No. 4800
mlg7-09-
5/8/12

General and Revenue Secretariat
(Mund)
, the 19

Date of issue 18.1.12

Signed by [illegible]

To
The President of the
Mysore City Municipal
Council

Sir,

In reply to your letter No 3471 of the 5th Jany 1912 requesting for sanction of [redacted] law for enforcing information as to liability to municipal taxation under Sec 48(1)(g) of the Municipal Regn

SUBJECT

I am directed to refer you to the by laws under the above sub-clause sanctioned by Govt in their Govt No 4102-3 Mil 535-07-4 9 & the 28th June 09 11 and to observe that the Govt fail to see the necessity for the Communication in under reply

I have etc

for Secy

MW 80 &
12.1.09

List of enclosures,

Copied by

Examined by

GPB—60,000—05-9-10

5

D... / 4698

No. 81

1911 12/L. THE CITY MUNICIPAL OFFICE, MYSORE,
SECTION [illegible] Dated 27th January 1912
FILE No 97-09
DOC. - 17

From

M Kantaraj Urs, Esq , B.A ,
President, City Municipal
Council, Mysore

To

C S. Balasundaram Iyer, Esq , B A ,
Secretary to the Govt of Mysore,
General & Revenue Depts

Sir,

With reference to your letter No 4800/M1 97-09-16 dated the 18th instant, referring me to the bye-laws sanctioned in Government Order No 4102-3/M1 555-07 dated 28th --- November 1911, for a provision for enforcing information on -- matters relating to a person's liability to Municipal taxation, I have the honour to state as follows -

2 Bye-laws 1 and 2 provide nothing more than that should a party fail to comply with a requisition under bye-law 1 he shall be liable to the payment of the tax on the conveyances and animals which he is believed to possess No penalty is imposed for omitting to furnish the information required The result will be that in all cases in which from the absence of sufficient information a smaller number of animals and vehicles is all that is so believed to be possessed by a person, it is not to the advantage of the person to give the information and he will therefore allow himself to be assessed for a smaller number of vehicles and animals than are actually kept by him

3 Again by- laws 1 and 3 refer only to vehicles an animals and do not refer to matters affecting liability to ---

1911-12

From

The President, City Muni
Council, Mysore

To

The Secy to Govt. of Mysore,
Gen. and Rev Depts

Dated 27-1-12
Despatched 29-1-12 } January 1912
Received

General No 81
No

Enclosure No

Reporting that it is necessary that a penal clause rendering the party liable to a prosecution should be added to the bye-laws, if he fails to furnish information or furnishes false information, when called upon.

GBPM.—12-15-1911—625

1

to house tax

4 I therefore think it necessary that a penal clause rendering the party liable to a prosecution should be added and that the language of the by-law proposed in my letter No 72 dated the 5th instant is not more general than it should be

I have the honour to be,

S i r,

Your most obedient servant,

M G Krishnaswamy Rao

Vice-President
MC

R.V R

7 * 10/4 7

GRS 26]

File No 97-09
Serial No 20

Diary No of letter replied to 1098

No 7587
mlg 109 - 9/12 4/12

General and Revenue Secretariat
(Rev.)
Simla, the 6 4 1912

To
The President, Improvement
Municipal Council

Date of issue 12/4/12

Signed by Thakur

Sir,

With reference to your letter No. 81 dated the 27th Jan. 1912 urging [the necessity for] the addition of a penal Clause to the bye laws sanctioned in G.O. No. 410-2 Rev 555-07-4 dated the 28th September 1911 so as to render a vendor liable to forfeit in case he refuses to furnish correct information to the Municipal Committee or [wilfully] gives false information

over

SUBJECT

about the extent of this liability
to legislature, I am directed to
state that the proposed re
vision of the by-laws now
framed under section 68(3)(a)
have special reference to
the taxes on vehicles and
animals as regards horses
however, certain rules have
been framed under section
68(6). Under sec 68(3) it
is obligatory on the part of
the owner or occupier of any
building or land to furnish
true returns as to the owner-
ship of the property, its letting
value and other particulars,
and any person failing to
furnish the information called
for or may be proceeded under
sec 101 of the Municipal Regulations
2 I am to request that in
case the aforesaid provisions
are considered by the Improve
ment Municipal Council to be
inadequate

Q in ref 97-07

List of enclosures,

Copied by

Examined by

GPB—10,000—23-8-11.

ML97-09 (3)

G.R.S 27]

GENERAL AND REVENUE SECRETARIAT

(Continuation sheet draft form)

inadequate, definite proposals may be submitted together with a draft of the bye-laws carefully framed in accordance herewith.

3 I am to add that the penalty provided ~~in~~ by bye law no 3 of the bye-laws framed under sec 48 clause (j) of the Regulation for failure to return the form duly filled was, after careful consideration, regarded as sufficient for the purpose and that it was considered unnecessary to provide for the levy of a fine -

~~3 I am to add that the~~ bye-laws ~~submitted~~ in the aforesaid order are the ~~subject~~ of careful consider-

~~ation~~ ~~I have to~~

~~I have to~~

~~Ille~~

forlech

9/4/13